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JUL 06 2004

Case CM2500MC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
Louis John Viltro :
Serial No.: 10/631,158 : Group Art Unit: 1772
Filed: July 31, 2003 : Confirmation No. 7547
For: Process For Making Pouches :
: :
:

OFFICIAL

Request For Reconsideration of Petition Under 37 C.F.R. § 1.47(a)

Commissioner for Patents
VIA FACSIMILE 703/872-9306

In response to the Decision Refusing Status Under 37 C.F.R. §1.47(a) mailed May 20, 2004 and the deficiencies stated therein, Applicants respond as follows:

As supported by the attached Exhibits, application papers (specification and claims {there are no drawings in the application}), declaration and assignment were shipped to inventor Gregory Martin Gressel, addressed to his last known residence of 650 Flagstaff Drive, Wyoming, Ohio 45215, via FedEx shipment 671983834857, on June 18, 2004. Such shipment was delivered on June 21, 2004 at 2:10 p.m., as verified by FedEx tracking report. Pre-paid return shipment was provided to Inventor Gressel for use in return of the executed declaration and assignment documents, via FedEx shipment 816241351451, which remains unused.

Shipment of the application papers (specification and claims) to Inventor Gressel satisfies the deficiencies as specified in the Commissioner's May 20, 2004 Decision, and the facts as stated hereinabove indicate Inventor Gressel's refusal to sign the declaration and assignment documents.

Applicants submit that a bona fide attempt was made to present a copy of application papers (specification including claims, declaration and assignment) to the non-signing inventor Gregory Martin Gressel and that he has refused to sign.

Respectfully submitted,


Armine E. Matthews, Reg. No. 43,780
Attorney for Applicants
513/627-4210

July 6, 2004
Customer No. 27752